

FORM PTO-1390
(REV 10-94)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

11336.1020USWO

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

10/588564

INTERNATIONAL APPLICATION NO.

PCT/IN2005/000127

INTERNATIONAL FILING DATE

25 April 2005

PRIORITY DATE CLAIMED:

1 July 2004

TITLE OF INVENTION

IMPROVED PROCESS FOR THE PREPARATION OF BIOLOGICALLY ACTIVE TETRAHYDROBENZTHIAZOLE
DERIVATIVE

APPLICANT(S) FOR DO/EO/US

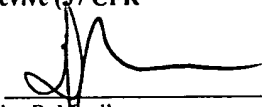
MISTRY et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(I).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 36 (35 U.S.C. 371(c)(3))
 - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ A unsigned oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: International Publication Page, Application Data Sheet, Form PCT/ISA/210, Form PCT/IB/311, Form PCT/ISA/202, Form PCT/IB/304, Form PCT/ISA/220, Form PCT/IB/301, Form PCT/ISA/237, Form PCT/RO/101

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) unknown 10/588564		INTERNATIONAL APPLICATION NO. PCT/IN2005/000127		ATTORNEY'S DOCKET NUMBER 11336.1020USWO	
BASIC NATIONAL FEE (37 CFR 1.492(a) (1)-(5)):					
<input checked="" type="checkbox"/> a) Basic National fee.....\$300				\$300	
<input checked="" type="checkbox"/> b) Examination fee..... If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 All other situations.....\$200.00				\$200	
<input checked="" type="checkbox"/> c) Search fee..... If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....\$300.00 All other situations.....\$400.00				\$400	
TOTAL OF ABOVE CALCULATIONS =				\$900	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets. The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional set of 50 sheets, more than 100 sheets	Rate		
28	-100 =	/50 =	X \$250	\$	
Surcharge of \$130 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
		CLAIMS (AS AMENDED)	NUMBER EXTRA	RATE	
Total claims		47	-20 =	27	X \$50
Independent claims		5	-3 =	2	X \$200
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360	\$
TOTAL OF ABOVE CALCULATIONS =				\$2650	
Reduction by 1/2 for filing by small entity, if applicable. Small entity status is claimed pursuant to 37 CFR 1.27				\$	
SUBTOTAL =				\$2650	
Processing fee of \$130 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+ \$	
TOTAL NATIONAL FEE =				\$2650	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property				+ \$	
TOTAL FEES ENCLOSED =				\$2650	
				Amount to be refunded:	\$
				charged	\$0
<p>a. <input checked="" type="checkbox"/> Check(s) in the amount of \$2650 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge the amount of \$ to cover the required filing fee for a large entity to the credit card listed on the enclosed credit card authorization form.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3478.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>					
<p>SEND ALL CORRESPONDENCE TO: Douglas P. Mueller Hamre, Schumann, Mueller & Larson, P.C. P.O. Box 2902 Minneapolis, MN 55402</p>					
				<p>SIGNATURE: </p> <p>NAME: Douglas P. Mueller REGISTRATION NUMBER: 30,300</p>	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

10/588564

IAP11 Rec'd PCT/PTO 04 AUG 2006

Applicant: MISTRY et al.

Docket: 11336.1020USWO

Title: IMPROVED PROCESS FOR THE PREPARATION OF BIOLOGICALLY ACTIVE
TETRAHYDROBENZTHIAZONE DERIVATIVE

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 85880267 US

Date of Deposit: August 4, 2006

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450.

By: 

Name: Abbie Larkin

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.10.
- ☒ National Stage PCT Patent Application: Spec. 19 pages, Claims 8 pages, and 1 page of abstract, The fee has been calculated as shown below in the 'Claims as amended' table.
- ☒ An unsigned Combined Declaration and Power of Attorney
- ☒ Check in the amount of \$2650.00 to cover the Filing Fee
- ☒ Preliminary Amendment ; Form 1390
- ☒ Application Data Sheet, 5 pages.
- ☒ Other items or information: International Publication Page, Form PCT/ISA/210, Form PCT/IB/311, Form PCT/ISA/202, Form PCT/IB/304, Form PCT/ISA/220, Form PCT/IB/301, Form PCT/ISA/237, Form PCT/RO/101
- ☒ Return postcard

CLAIMS AS AMENDED

Number of Claims Filed	No.	In Excess of	Extra	Rate	Fee
Total Claims	47	20	27	50.00	1350.00
Independent Claims	5	3	2	200.00	400.00
Multiple Dependent Claims Fee					0.00
Basic Filing Fee					300.00
Search Fee					400.00
Examination Fee					200.00
Utility Application Size Fee	28	100	0	250.00	0.00
Total					\$2650.00

Please charge any additional fees or credit overpayment to Deposit Account No. 50-3478. A duplicate of this sheet is enclosed.

Hamre, Schumann, Mueller & Larson, P.C.
P.O. Box 2902 Minneapolis, MN 55402
612.455-3800

By: 

Name: Douglas P. Mueller

Reg. No.: 30,300

Initials: DPM:rkw

52835

PATENT TRADEMARK OFFICE

(PTO TRANSMITTAL - NEW FILING)